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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

## DORA SOLARES,

Case No. 1:20-cv-00323-LHR-BAM

Plaintiff,

**[PLAINTIFF'S PROPOSED]  
ORDER RE: MENTAL HEALTH  
RECORDS**

V.

RALPH DIAZ, in his individual capacity, KENNETH CLARK, in his individual capacity, JOSEPH BURNS, in his individual, and DOES 1 TO 15, in their individual capacities

## Defendants

**GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED:**

Defendant Joseph Burnes is ordered to produce the mental health records of Jaime Osuna (CDCR# BD0868), dated March 2019 or before, including but not limited to the mental health records (from March 2019 or before) in Jaime Osuna's

1 C-File. Defendant Burnes shall also produce Jaime Osuna's mental health records  
2 after March 2019, which include descriptions of Osuna referencing the killing of  
3 Luis Romero or other past instances of Osuna committing violence. In producing the  
4 entire C-file (but not after March 2019) of Jaime Osuna, which includes mental  
5 health documents, Defendant may redact names, addresses and other identifying  
6 information of Jaime Osuna's past victims and his family members.

7 The mental health records to be produced by Defendant Burnes shall include:  
8 references by Jaime Osuna to prior acts of violence by Jaime Osuna; statements by  
9 Jaime Osuna that reflect a desire to commit violence; statements by Jaime Osuna  
10 pertaining to past acts of violence by Osuna himself; and mental health records that  
11 were reviewed or relied upon in any decision by CDCR officials for Jaime Osuna to  
12 not be permitted to share a cell with another inmate (i.e. be single-celled) and any  
13 decision by CDCR officials for Jaime Osuna to be permitted to share a cell with  
14 another inmate (i.e. be double-celled).

15 The produced documents shall be marked "CONFIDENTIAL-  
16 ATTORNEYS' EYES ONLY" in accordance with the protective order in this case.  
17 (Stipulated Protective Order, ECF No. 76.)

18 Defendant shall provide notice to Mr. Osuna within three business days from  
19 the issuance of this order and provide notice of that service to Plaintiff.  
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21 DATED: December \_\_\_, 2024

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22 United States District Judge  
23 HON. LEE H. ROSENTHAL

24 Presented by:  
25

26 /s/ Erin Darling  
27 ERIN DARLING  
28 Attorney for Plaintiff  
Dora Solares